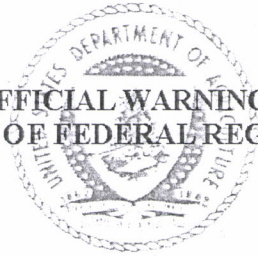


UNITED STATES DEPARTMENT OF AGRICULTURE  
ANIMAL AND PLANT HEALTH INSPECTION SERVICE

OFFICIAL WARNING

VIOLATION OF FEDERAL REGULATIONS



CASE NO.  
**TN120020-AC**

VIOLATOR  
**Johnny Ray Toney**

ADDRESS (Street, City, State, Zip Code)

P.O. Box 2047  
Fairview, NC 28730

The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal law:

**Date of Violation: 08/27/2011**

**15 U.S.C. § 1824(2) – Unlawful acts**

“The (A) showing or exhibiting, in any horse show or horse exhibition, of any horse which is sore, (B) entering for the purpose of showing or exhibiting in any horse show or horse exhibition, any horse which is sore, (C) selling, auctioning, or offering for sale, in any horse sale or auction, any horse which is sore, and (D) allowing any activity described in clause (A), (B), or (C) respecting a horse which is sore by the owner of such horse.”

**9 C.F.R. § 11.2 – General prohibitions concerning exhibitors**

“Notwithstanding the provisions of paragraph(b) of this section, no chain, boot, roller, collar, action device, nor any other device, method, practice, or substance shall be used with respect to any horse at any horse show, horse exhibition, or horse sale or auction if such use causes or can reasonably be expected to cause such horse to be sore.”

Johnny Ray Toney entered for the purpose of showing, a horse, “The Blind Side,” in the 73<sup>rd</sup> Annual Tennessee Walking Horse National Celebration in Shelbyville, TN, which was found sore.

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since the violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS official.

APHIS OFFICIAL (Name, Title)

Dr. Chester A. Gipson

Deputy Administrator

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DATE ISSUED

11/29/2012

OFFICE ADDRESS:

4700 River Road  
Riverdale, MD 20737

TELEPHONE NO.

(301) 851-3751

FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO: